

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – PR&RD – Sri A. Ramulu Naik, the then Superintending Engineer, RWS&S, Kurnool and - Allegations of irregularities in award of price adjustment on material / pipes procured etc in the CPWS works taken up by RWS&S Department in Kurnool district – Departmental proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Article of charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.II) DEPARTMENT

G.O.RT.No. 33

Dated:13 .01.2015

ORDER:

It is proposed to hold an enquiry against Sri A. Ramulu Naik, the then Superintending Engineer, Rural Water Supply & Sanitation, Kurnool and now Chief Engineer, Rural Water Supply & Sanitation, Hyderabad, in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed as Annexure-II and Annexure-III.
3. Sri A. Ramulu Naik, the then Superintending Engineer, Rural Water Supply & Sanitation, Kurnool and now Chief Engineer, RWS&S, Hyderabad is directed to submit within (10) days of the receipt of this order, a written statement of his defence.
4. Sri A. Ramulu Naik, the then Superintending Engineer, Rural Water Supply & Sanitation, Kurnool and now Chief Engineer, Rural Water Supply & Sanitation, Hyderabad is informed that an enquiry will be held only in respect of article of those charges as are not admitted. He should, therefore, specifically admit or deny article of charge.
5. Sri A. Ramulu Naik, the then Superintending Engineer, Rural Water Supply & Sanitation, Kurnool and now Chief Engineer, Rural Water Supply & Sanitation, Hyderabad is further informed that if he does not submit his written statement of defence on or before the period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex parte.

6. Sri A. Ramulu Naik, the then Superintending Engineer, Rural Water Supply & Sanitation, Kurnool and now Chief Engineer, Rural Water Supply & Sanitation, Hyderabad is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri A. Ramulu Naik, the then Superintending Engineer, Rural Water Supply & Sanitation, Kurnool and now Chief Engineer, Rural Water Supply & Sanitation, Hyderabad is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule-24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PADESH)

Dr.K.S.JAWAHAR REDDY
SECRETARY TO GOVERNMENT

To

Sri A. Ramulu Naik, the then Superintending Engineer, Rural Water Supply & Sanitation, Kurnool and now Chief Engineer, Rural Water Supply & Sanitation, Hyderabad through the Engineer-in-Chief, Rural Water Supply & Sanitation, Hyderabad.

The Engineer-in-Chief, Rural Water Supply & Sanitation, Hyderabad (in duplicate with a request to serve and return the dated acknowledgement copy).

Copy to:

The General Administration(V&E) Department (w.r.t.Vigilance Report No.64(498/V&E/E2/2010-Anantapur), dt. 11.04.2014).
The Secretary to Vigilance Commissioner, APVC, Hyderabad.
The Panchayat Raj & Rural Development (Estt.I) Department.
SF/SC.

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT SHOWING THE ARTICLE OF CHARGES FRAMED AGAINST SRI A. RAMULU NAIK, THE THEN SUPERINTENDING ENGINEER, RWS&S, KURNOOL AND NOW CHIEF ENGINEER, RWS&S

CHARGE:-

That Sri A. Ramulu Naik, the then Superintending Engineer, RWS&S, Kurnool and now CE, RWS&S has not verified the price escalation calculations properly before approval, which lead to excess payment to the contractor for work providing CPWS Scheme to Apsari & other habitations Phase I, II, III (Progress.) and providing CPWS scheme to Kuppagal & other habitation for Rs.460.00 lakhs.

Basis:-

The General Administration (Vigilance & Enforcement) Department have verified the following seven (7) RWS projects taken up during 2008-09 and 2009-10 by RWS&S Department in Kurnool district, with a special focus on price adjustment and corresponding amounts paid to the agencies:-

i) Year 2008-09:

- 1) Provide drinking facilities in kowthalam, Atmakur (Erragudur), Dhone and Alur area in kurnool District (Package work) for Rs. 3765.00 lakhs.
 - a. Providing CPWS Scheme to Kowtalam & other habitation (completed)
 - b. Providing pipes line to CPWS Scheme yerragudur from VBR. (progress)
 - c. Providing CPWS scheme to Krishnagiri & other habitation Phase I, II (Progress)
 - d. Providing CPWS Schemes to Aspari & other habitation Phase I, II , III (Progress).
- 2) Providing CPWS scheme to Bugganapali & two other habitations for Rs.112.52 Lakhs (Not taken up)
- 3) Providing Extension of CPWs scheme Gargeyapuram to 9 additional habitation for Rs. 240.00lakhs (Completed).
- 4) Providing CPWS scheme to Nandikotkur & other habitations for Rs.1195.00 lakhs (Progress)
- 5) Providing CPWS scheme toKuppagal & other habitation for Rs 460.00 lakhs (Completed)

ii) Year 2009-10

6. Providing CPWS schemes to Owk & Kolimgundla other habitations phase III for Rs. 1350.00 Lakhs (Completed)
7. Providing CPWS scheme to krishnagari & other habitation Phase III for Rs.1350.00 Lakhs (Progress)

After verification, the General (Vigilance & Enforcement) Department have furnished the following findings:-

1. The SE had violated the conditions stipulated in the Agreement and also the G.Os in force, while approving the detailed calculations for price adjustment payments instead of obtaining approval from the ENC as per norms.
2. The then ENC, RWS&S department had delegated the powers to concerned SE for according approvals of price adjustments, though he is not competent.
3. The V&E department calculated the price adjustments in the above seven works with reference to the GOs and Agreement conditions in force and as on the date of V&E Dept. inspection, the recoveries to be effected are as follows:-

S.No	Name of the section	Price Adjustments			Other recoveries in RS	Total Recovery in Rs.
		Eligible amount of Price variation as calculated by V&E(Rs.)	Already allowed by RWS& S dept.(Rs)	Amount to be recovered (RS)		
1.(a)	CPWSS to kowthalam	43060.19	50174.67	-7114.48	0	-7114.48
1.(b)	CPWSS to Aspari	-601613.83	595632	-1197245.83	0	-1197245.83
2	CPWSS to Gargapuram	520462.84	1476203	-955740.16	-260177	-1215917
3	CPWSS to Nandikotkur	-1857586.13	-1372696.56	-484889.57	0	-484889.57
4	CPWSS to kuppagal	598173.48	603197	-5023.52	0	-5023.52
5	CPWSS to Kolimigundla	-9695178.53	-1626849.53	-8068329	0	-8068329
6	CPWSS to Krishnagiri- iii	-10018297.76	-1626592.29	-8391705.47	0	-8391705.47
1(c)	CPWSS to Krishnagiri -I & ii	-8507799.17	80864	-8588663.17	0	-8588663.17
1 (b)	CPWSS to Erraguduru	-3461041.76	0	-3461041.76	0	-3461041.76

				-12049704.93	0	-12049704.9
				3,11,59,752.96		-3,14,19,930

From this is evident that, though not competent, has approved the price reduction of Rs.13,72,697/- as against Rs.18,57,586/- he has shown gross negligence towards his legitimate duties and caused loss to Government exchequer, violating Rule-(3)of APCS (CC&A) Rules, 1964.

Hence the charge.

Dr.K.S.JAWAHAR REDDY
SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-II

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI A. RAMULU NAIK, THE THEN SUPERINTENDING ENGINEER, RWS&S , KURNOOL AND CHIEF ENGINEER, RWS&S ARE PROPOSED TO BE SUSTAINED

From the G.A.(V&E) Dept, Vigilance Report No.64 (498/V&E/E2/2010 Kurnool),
dt.11.04.2014.

Dr.K.S.JAWAHAR REDDY
SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-III

LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SRI A. RAMULU NAIK, THE THEN SUPERINTENDING ENGINEER, RWS&S , KURNOOL AND CHIEF ENGINEER, RWS&S ARE PROPOSED TO BE SUSTAINED

Dr.K.S.JAWAHAR REDDY
SECRETARY TO GOVERNMENT

SECTION OFFICER